

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Keith D. ALLEN

Group Art Unit: 1636

Serial No.: 09/897,772

Examiner: Qian, Celine X.

Filed: June 29, 2001

Attorney Docket No.: R-268

For: TRANSGENIC MICE CONTAINING BMP GENE DISRUPTIONS

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed September 9, 2002, concerning the Examiner's restriction to the claims, Applicants hereby elect, without traverse, Invention I (claims 1-10 and 17-19), characterized by the Examiner as being drawn to a BMP targeting construct, a method of making said targeting construct, a cell comprising a disruption in a BMP gene, a non-human transgenic animal comprising a disruption in a BMP gene and a method of producing a transgenic mouse comprising a disruption in a BMP gene.

Applicants submit concurrently herewith a Petition for Extension of Time for a period of three (3) months from October 9, 2002 up to and including January 9, 2003.

Respectfully submitted,

Date: Jan. 9, 2003

Mariette A. Lapiz
Mariette A. Lapiz (Reg. No. 44,202)

DELTAGEN, INC.
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Enclosures

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence and its listed enclosures is being deposited with the United States Postal Service as First Class Mail, postage paid, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, Box Amendment on **January 9, 2003**

Name: **Deborah A. Mojarro**

Signed: Deborah A. Mojarro

Date: Jan. 9, 2003

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